



PATENT
ATTORNEY DOCKET NO.: 82001-0317

SECTION #
#5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Dean Weldon BOYD et al.)
Application No.: 09/987,706) Group Art Unit: 2167
Filing Date: November 15, 2001) Examiner: Not Yet Known
For: PROMOTION PRICING SYSTEM AND METHOD)

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

This is in response to the Notice to Filing Missing Parts, dated November 28, 2001, in the above-identified application. Also enclosed with this Response is a Petition for a Two-Month Extension of Time for the prescribed petition fee of \$400.00 as designated under 37 CFR §1.17(a)(2).

1. Combined Declaration and Power of Attorney

Enclosed.

This application was filed without an executed Declaration and Power of Attorney.

2. Assignment

An assignment of the invention to Manugistics Atlanta, Inc. and a PTO Form-1595, Recordation Form Cover Sheet, are enclosed.

An assignment will be filed at a later date.

03/08/2002 MBERNE 0000005 09987706
400.00 DP
05 FC:116

3. Fee Calculation (37 C.F.R. § 1.16)

| CLAIMS FOR FEE CALCULATION | | | | |
|--|--------------|--------------|----------------|--|
| | Number Filed | Number Extra | at Rate of | Basic Fee Utility \$740.00 Design \$330.00 |
| Total Claims (37 C.F.R. §1.16(c)) | 25 - 20 = | 5 | \$ 18.00 each= | +\$ 90.00 |
| Independent Claims (37 C.F.R. §1.16(b)) | 4 - 3 = | 1 | \$ 84.00 each= | +\$ 84.00 |
| Multiple dependent claim(s), if any (37 C.F.R. §1.16(d)) | | | \$ 280.00 | + |
| | | | | SUB-TOTAL = \$ 914.00 |
| Surcharge under 37 C.F.R. § 1.16(e) | | | \$ 130.00 | \$ 130.00 |
| Reduction by 1/2 for filing by a small entity | | | | -\$ |
| | | | | TOTAL FILING FEE = \$ 1,044.00 |

4. Fee Payment

Enclosed. A check in the amount of \$1,444.00 is enclosed as set forth in 37 C.F.R. 1.16(e) (including filing fee \$914.00, surcharge \$130.00, and two-month extension of time \$400.00).

If an Assignment is being filed as noted in paragraph 2 above, a separate check in the amount of \$40.00 is enclosed.

Authorization is given to charge \$ to Deposit Account 50-1349 for the fees due as specified above.

5. Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3)

6. Other

- Information Disclosure Statement
- PTO-1449, __ documents as listed
- Preliminary Amendment
- Claim for Priority
- Certified copy of Priority Document
- Sequence Listing

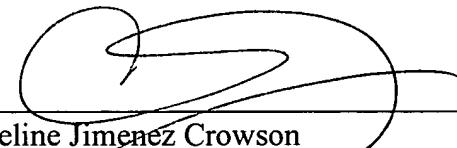
If there are any questions regarding the above-captioned patent application, please contact applicant's representative at the number given below.

Respectfully submitted,

HOGAN & HARTSON LLP

Dated: March 4, 2002

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UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/987,706 | 11/15/2001 | Dean Weldon Boyd | 82001-0317 |

24633
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WASHINGTON, DC 20004

HOGAN & HARTSON LLP

REC'D 03 2001

DOCKETING DEPT.

CONFIRMATION NO. 7195

FORMALITIES LETTER



OC000000007132685

Date Mailed: 11/28/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$174.
 - \$90 for 5 total claims over 20.
 - \$84 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1044.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

| | | |
|------------|--------|------------------|
| 03/08/2002 | MBERHE | 0000005 09987706 |
| 01 | FC:101 | 740.00 0P |
| 02 | FC:105 | 130.00 0P |
| 03 | FC:103 | 90.00 0P |
| 04 | FC:102 | 84.00 0P |